IN RE: PETITION FOR SPECIAL HEARING Development of Hillside at Seminary, N side of Seminary 146' +/- NE Hill Spring Rd. 8th Election District 3rd Councilmanic District

ZONING COMMISSIONER OF BALTIMORE COUNTY CASE # 90-96-SPH

Martha Symington, Legal Owner Ashley Group, Ltd., Contract Purchaser Petitioners *****

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioners herein request a Special Hearing to approve a Third Amendment to the Final Development Plan for the Hillside at Seminary, said amendment providing for: (1) a tra sfer of part of the acreage contained in lot No. 86, as well as one unit of density not utilized on lots No. 1 thru 84 and lot No. 86 from the Hillside at Seminary to the development located immediately to the west known as "Huntspring"; and (2) the division of the transferred portion of lot No. 86 into six parcels which shall be incorporated into six parcels adjoining lot No. 86 as open yard area, as more particularly described on Petitioners' Exhibit No. 2.

The Petitioners, Legal Owner, Martha F. Symington was represented by John Howard and Judith Armold, Esquire, who appeared and testified. Mr Jay Weiss appeared on behalf of the Contract Purchaser, Ashley Group, Ltd. Appearing on behalf of the Petitioners was Mr. J. Strong Smith, a Professional Engineer. There were no Protestants.

Testimony indicated that the subject site known as "Huntspring", is located on Seminary Avenue, east of Mays Chapel Road, consists of 28.74 acres +/-, is split zoned D.R.1 and D.R.2 and R.C.5. The proposed development is adjacent to the "Hillside at Seminary" subdivision which currently contains lot No. 86, referenced on Petitioners' Exhibit No. 1A and at issue herein.

MICHAEL

on that portion of lot No. 86 being transferred to the "Huntspring" site.

Deeds for the parcels adjoining lot No. 86 and receiving the additional open yard acreage from lot No. 86 shall contain a specific acknowledgement by purchaser that there shall be no construction of any kind permitted on lot No. 86 except for that which is specifically provided for herein.

Baltimore County

portion of the acreage contained in lot No. 86, as well as one density unit, not utilized on lots No. 1 thru 84 and lot No. 86 from the "Hillside at Seminary" development to the aforementioned "Huntspring" development to the west. The Petitioner then intends, if permitted, to divide lot No. 86 into six separate parcels for the purpose of adding additional open yard

space to the lots adjoining lot No. 86, as indicated on Petitioner's Exhibit No. 2. Lot No. 86, in its current state, contains a dramatic berm covered with scattered trees and a variety of vegetation.

Testimony indicated that the Petitioner is desirous of transferring a

Testimony and evidence indicated that lot No. 86 is encumbered with a restriction, recorded in Liber 6162, page 715 which reads, as follows:

> "No structure of any kind shall be constructed within 150 feet of the west property line of the property hereby conveyed."

The 150 foot buffer strip referred to above is shown on Petitioner's Exhibit 1A and 1B, as lot No. 86.

Testimony indicated that the Petitioners have no intention of changing the physical characteristics of lot No. 86, desiring simply to afford six parcels adjoining the berm additional open yard area. The Petitioners have proposed the construction of one single family home on the south end of lot No. 86, along Seminary Avenue (see Petitioners' Exhibit No. 2). This home will utilize the density unit contained in lot No. 86.

After due consideration of the testimony presented, there is no evidence that Petitioners' request to transfer a portion of the acreage contained in lot No. 86 (as indicated on Petitioners' Exhibit No. 2) to the "Huntspring" tract would be detrimental to the health, safety or general welfare of the community, if approved. However, it is the opinion of the Zoning Commissioner that the requested transfer of density is violative of

Section 502.1 and is generally contrary to the spirit and intent of the of the Baltimore County Zoning Regulations (B.C.Z.R.). Therefore, the requested density transfer must be denied. The "Huntspring" tract has sufficient density standing alone to be developed as proposed by Petitioners. Lot No. 86 will retain one density unit which will be utilized for the construction of the home indicated on Petitioners' Exhibit No. 2. The tract boundary will be redrawn as indicated on said exhibit. The Petitioners may divide the transferred portion of lot No. 86 into six parcels, said parcels to be incorporated as open yard area into the development of the aforementioned adjoining parcels.

The Baltimore County Zoning Regulations (B.C.Z.R.) do not permit, nor do they seem to envision the transfer of excess density from one tract to another. Section 1801.2 deals with the requirements of the density provisions as they apply to acreage located within a single tract. Distribution of density within a tract is, clearly, permitted by Section 1B01.2.A.2 of the B.C.Z.R.

1 can find no legal foundation in the B.C.Z.R. for the transfer of density from one tract to another. If the Baltimore County Council intended the B.C.Z.R. to provide for such transfers of density, then I believe the relief would have been specifically enumerated in the regulations.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the relief requested should be granted in part.

THEREFORE, IT IS ORDERED by the Zoning Commissioner of Baltimore County this 13 day of ecember. 1989 that the Petition for Special Hearing to approve the transfer of one unit of density from lots No. 1

thru 84 and lot No. 86 from the "Hillside at Seminary" tract to the "Huntspring" tract located immediately to the west is hereby DENIED; and

IT IS FURTHER ORDERED, that the Petitioners' request to amend the final development plan for the "Hillside at Seminary" permitting a transfer of part of the acreage contained in lot No. 86, as indicated on Petitioners' Exhibit 2, is hereby GRANTED; and

IT IS FURTHER ORDERED that the Petitioners' request to amend the final development plan for the "Hillside at Seminary" development to permit the division of the transferred acreage of lot No. 86 into six parcels, the parcels to be incorporated as open yard areas in the "Huntspring" development as indicated on Petitioners' Exhibit No. 2, is hereby GRANTED, subject, however, to the following restrictions which are conditions precedent to the relief granted herein:

> 1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

> 2. There shall be no principal structures, accessory structures, additions to principal structures or pools located within that portion of lot No. 86 being transferred to the "Huntspring" tract, except for the proposed house indicated on Petitioners' Exhibit No. 2.

> 3. The berm that currently exist on lot No. 86 shall remain in its natural state. There shall be no grading or removal of vegetation from said berm, except in that area designated for the proposed house, as indicated on Petitioners' Exhibit No. 2.

4. Fences, flagpoles, swing sets and non-structure ornaments only shall be permitted

PETITION FOR SPECIAL HEARING TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a described in the description and plat attached hereto and made a part hereof, hereby petition for a described in the description and plat attached hereto and made a part hereof, hereby petition for a described in the description and plat attached hereto and made a part hereof, hereby petition for a described in the description and plat attached hereto and made a part hereof, hereby petition for a described in the description and local sections. Special Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whe.

Amendment to the Final Development Plan for the Hillside at Seminary. Said amendment providing for: (1) a transfer of part of the acreage contained in Lot 86, as well as one unit of density not utilized on Lots 1-84 and Lot 86 (and no more than said as one unit of density not utilized on Lots 1-84 and Lot 86 (and no more than said as one unit of density not utilized on Lots 1-84 and Lot 86 (and no more than said as one unit of density not utilized at Seminary to the property located immediation one density unit), from The Hillside at Seminary to the property located immediation one density unit), from The Hillside at Seminary to the property located immediations of the west, which is to be developed as a residential community known as tely to the west, which is to be developed as a residential community known as tely to the west, which is to be developed as a residential community known as tely to the west, which is to be developed as a residential community known as tely to the west, which is to be developed as a residential community known as tely to the west, which is to be developed as a residential community known as tely to the west, which is to be developed as a residential community known as tely to the part of the Rolling Regulations.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of the above Special Hearing advertising, posting, etc., upon filing of this Petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of Lot 86, which is part of the property which is the subject of this Petition, and that I am also the owner of the property located immediately to the west legal Owner(s):

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Contract Pure	haser:	10			wēst	Lega
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Signature	ld Cou	rt Ro	ad			S
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City and St						. S

Attorney for Petitioner: John B. Howard, Esquire 3. Noward

210 Allegheny Avenue Towson, Maryland 21204 City and State 823-4111 Attorney's Telephone No.:

Martha F. Symington ype or Print Name) 10tho 2 Syningtu (Type or Print Name)

1304 W. Seminary Avenue 252-2661 Lutherville, MD 21093 City and State Name, address and phone number of legal owner, con-

tract purchaser or representative to be contacted John B. Howard, Esquire Name 210 Allegheny Avenue Towson, Maryland 21204 823-4111

that the subject matter of this petition be advertised, as required by the Zuning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore

Feledon 7-28-89 BY John Cleur WIFD sum.

FROM THE OFFICE OF GEORGE WILLIAM STEPHENS, JR., & ASSOCIATES, INC. P.O. BOX 6828, TOWSON, MARYLAND 21204

Description to Accompany Request for Special Hearing, Third Amended Development Plan, The Hillside at Seminary.

Beginning at a point North 78° East 146 feet from the centerline intersection of Seminary Avenue and Hill Spring Road said point being also in the north right-of-way line of Seminary Avenue; thence binding on the outline of The Hillside at Seminary the following courses and distances:

June 28, 1989

1) North 31° 19' 57" East 1575.91 feet 2) North 80° 32' 21" West 208.00 feet

3) North 09° 27' 39" East 174.00 feet 4) South 80° 32' 21" East 76.00 feet

5) North 73° 38° 45° East 278.21 feet 6) North 31° 19' 57" East 184.61 feet 7) North 58° 35° 27" West 120.99 feet

8) North 21° 02' 18" West 330.58 feet 9) North 33° 57° 20" West 435.01 feet 10) South 80° 32' 40" West 375.25 feet

11) South 82° 40° 52" West 72.21 feet 12) South 01° 26' 53" East 731.39 feet 13) North 85° 08' 37" West 221.92 feet

14) North 62° 51' 14" West 238.18 feet 15) North 13° 33' 15" West 230.91 feet

16) North 07° 50' 22" West 336.16 feet 17) South 04° 50' 38" West 2,273.03 feet to the north right-of-way line Seminary Avenue; thence binding on said right-of-way line

18) South 86° 59° 08" East 554.44 feet to the point of beginning. Containing 49.61 acres of land, more or less.

Being all of that land exclusive of the Seminary Avenue right-of-way shown on the Plats of The Hillside at Seminary recorded in Book 53 on Pages 73, 74, 75 and 76 and in Book 59 on Page 30.

THIS DESCRIPTION IS FOR ZONING PURPOSES ONLY AND IS NOT INTENDED FOR CONVEYED CONVEY

FROM THE OFFICE OF GEORGE WILLIAM STEPHENS, JR., & ASSOCIATES, INC.

P.O. BOX 6828, TOWSON, MARYLAND 21204

July 3, 1989

Description of 32.66 Acres of Land, More or Less, North Side of Seminary Avenue, After Transfer from Hillside.

Beginning at a point North 86° 59° 47" West 440.00 feet from the centerline intersection of Seminary Avenue and Huntspring Drive said point being in the centerline of Seminary Avenue; thence leaving said point of beginning and binding on the outline of Huntspring the following courses and distances

1) North 02° 47' 39" East 1494.65 feet

2) North 00° 44° 49" West 33.00 feet

3) North 25° 46' 49" West 8.01 feet

4) South 80° 30' 58" East 451.35 feet

5) South 89° 31' 52" East 418.53 feet; thence binding on part of Lot 8

of Hillside the following courses and distances 6) North 04° 50' 38" East 256.89 feet

7) South 86° 59' 08" East 120.00 feet

8) South 04° 50° 38" West 1424.00 feet

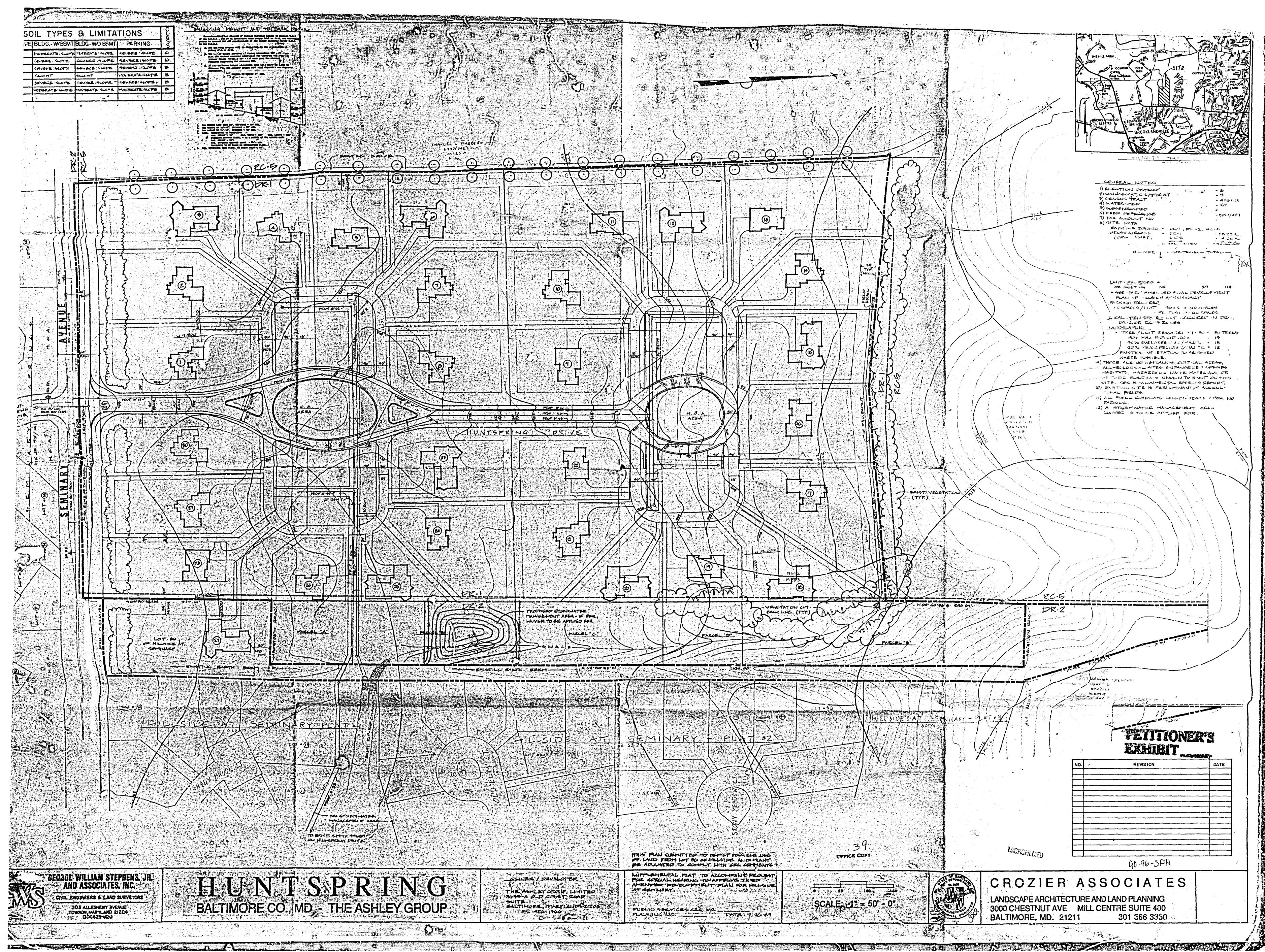
9) North 86° 59' 08" West 120.00 feet; thence leaving said portion of Lot

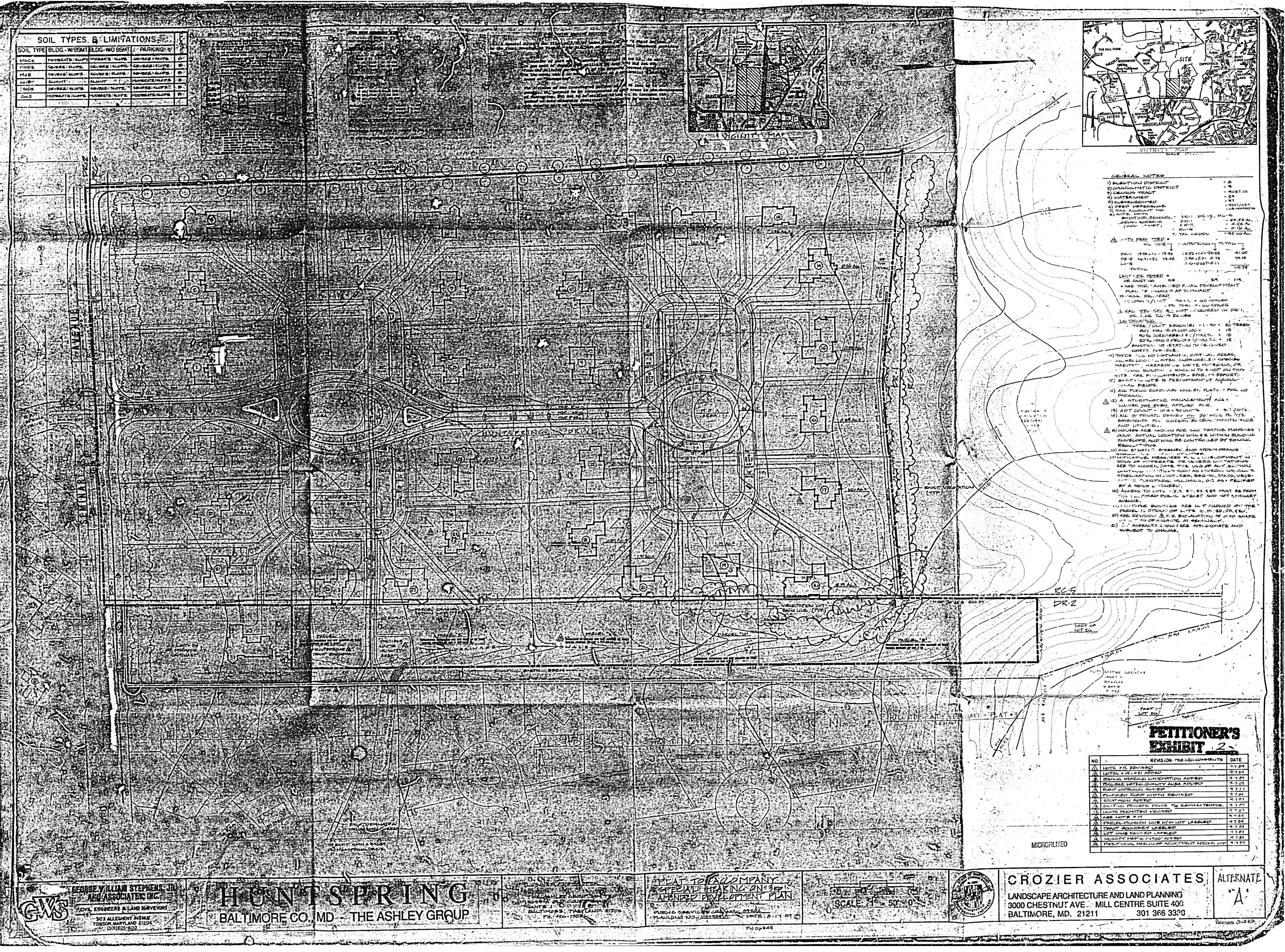
10) South 04° 50' 38" West 354.01' to the centerline of Seminary Avenue; thence binding on said centerline

11) North 86° 59° 47" West to the point of beginning. Containing 32.66 acres of land more or less.

THIS DESCRIPTION IS FOR ZONING PURPOSES ONLY AND IS NOT INTENDED FOR CONVEYANCING







FROM THE OFFICE OF GEORGE WILLIAM STEPHENS, JR., & ASSOCIATES, INC. P.O. BOX 6828, TOWSON, MARYLAND 21204

July 3, 1989

Description to Accompany Request for Special Hearing, Third Amended Development Plan, The Hillside at Seminary, After Transfer of Portion of Lot 86.

Beginning at a point North 78° East 146 feet from the centerline intersection of Seminary Avenue and Hill Spring Road said point being also it the north right-ofway line of Seminary Avenue; thence binding on the outline of The Hillside at

Seminary the following courses and distances: 12 North 31 19' 57" East 1575.91 feet

2) North 80° 32' 21" West 208.00 feet

3) North 09° 27' 39" East 174.00 fr

4) South 80° 32° 21" East 76.00 fee 5) North 73° 38' 45" East 278.21 feet

6) North 31° 19' 57" East 184.61 feet

7) North 58° 35' 27" West 120.99 feet

3) North 21° 02' 18" West 330.58 feet 9) North 33° 57° 20" West 435.01 feet

10) South 80° 32' 40" West 375.25 feet

11) South 82° 40° 52" West 72.21 feet

12) South 01° 26' 53" East 791.39 feet

13) North 85 * 08 * 37 West 221.92 feet

14) North 62" 51" 14" West 238.18 feet 15) North 13° 33° 15" West 230.91 feet

16) North 07° 50' 22" West 336.16 feet

17) South 04° 50° 38° West 553.22 feet 18) South 86° 59° 08" East 120.00 feet

19) South 04° 50° 38° West 1424.00 feet

20) Worth 86° 59' 08" West 120.00 feet 21) South 04° 50' 38" West 316.03 feet to the north right-of-way line of

Seminary Avenue; thence binding on said line

22) South 86° 59° 08° East 554.44 feet to the point of beginning. Containing 45.58 acres of land more or less.

THIS DESCRIPTION IS FOR ZONING PURPOSES ONLY AND IS NOT INTENDED TOR CHARGEYAND OF LAND.

FROM THE OFFICE OF GEORGE WILLIAM STEPHENS, JR. & ASSOCIATES, INC.

Description of 28.74 Acres of Land, More or Less,

North Side of Seminary Avenue. Beginning at i point North 86° 59° 47° West 440.00 feet from the centerline intersection of Seminary Avenue and Huntspring Drive said point being in the centerline of Seminary Avenue; thence leaving said point of beginning and binding on the

outline of Huntspring the following courses and distances: 1) North 02° 47' 39" Eas 3494.65 feet

2) North 00° 44° 49" West 33.00 feet

3) North 25° 46' 49" West 8.01 feet

4) South 80° 30' 58" East 451.35 feet

5) South 89° 31' 52" East 418.53 feet 6) South 04° 49' 59" West 1502.93 feet to the centerline of Seminary Avenue

thence binding on said line 7) North 86° 59' 47' West 807.20 feet to the point of beginning.

Containing 28.74 acres of land more or less.

THIS DESCRIPTION IS FOR ZONING PURPOSES ONLY AND IS NOT INTENDED FOR CONVEYANCING OF LAND ...



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. Robert Haines, Esquire October 2, 1989 Page 2

certain restrictions. You will note that Restriction No. 2 reads as follows:

"No structure of any kind shall be constructed within 150 feet of the west property line of the property hereby

The 150 foot buffer strip referred to above is shown on the Hillside at Seminary final development plan as Lot No. 86.

On January 11, 1985, the Stratakis' conveyed 50.09 acres to the Hillside at Seminary Joint Venture (see deed attached, recorded at Liber 6852, page 319) and the Joint Venture obtained a release from Mrs. Symington of three of the four restrictions contained in the criginal conveyance to the Stratakis' (see Waiver of Restrictions attached, recorded in Liber 6852, Page 328). Further, the Joint Venture agreed to convey and subsequently did convey to Mrs. Symington approximately 6.77 acres which comprises Lot No. 86 (sec Agreement attached, recorded at Liber 7122, Page 774 and deed attached, recorded at Liber 7123 Page 266).

In addition to Lot No. 86, Mrs. Symington is the owner of the contiguous 28.74 acres, intended for the Hunt Spring development.

It is clear from this title history that Lot 86 is the remainder interest in the subdivision of the Hillside at Seminary to be utilized for density and to buffer Mrs. Symington's property to the west. In effect, all but two units were stripped from the DR-2 zoned portion of Lot No. 86 and utilized on the overall Hillside at Seminary subdivision. Although inappropriately labeled "Lot 86", the conveyances from Mrs. Symington and then back to her, clearly indicate the intent of both Mrs. Symington and the developer that Lot 86 is a remainder parcel and therefore is the repository of any remainder density in the Hillside at Seminary subdivision. Accordingly, that density may be combined with the density available on the contiguous Hunt Spring development.

Further, there is no conflict with Note No. 12 on the third amended final development plan of the Hillside at Seminary subdivision which reads in pertinent part as follows:

Any part or parcel of this tract that has been utilized for density to support dwellings as shown thereon shall not be further divided, subdivided, or developed for additional

recorded at Liber 6163, Page 017) and approximately 1.2 acre was conveyed from the Stratakis' to J. Burnell Bentz (see deed attached; recorded at Liber 6166, Page 503).

J. Robert Haines, Esquire October 2, 1989 Page 3

JBH: cns

dwellings or any purpose other than that indicated presently on said plan. Utilization will have occurred when building is constructed and transferred for the purposes of occupancy.

Since Lot 86 was never intended for development and since no building has been constructed thereon, there has been no utilization of the two density units which remain in the DR-2 zoned portion of Lot No. 86.

It is therefore respectfully submitted that the DR-2 zoned portion of Lot No. 86 retrined the remaining two density units in the Hillside at Seminary subdivision and since no utilization of that density has occurred, that lot may be combined with the contiguous Hunt Spring development.

Respectfully submitted,

Tolum Horod CH

John B. Howard

Zours#39 Hillside Hundant By. 3 Itan G.d

PETITIONER(S) SIGN-IN SHEET

3655 BLD COURT KOAD 71206

303 AUTGHANY AUT

CROPIER ASSOCI MILLOTE 3000 CHESTING

PLEASE PRINT CLEARLY

Quaith almold

John B. Howard

JAM WEISS

PUSTEONS SMITH

PAPDOCK

Baltimore County Planning Board July 20, 1989

6:36 p.m. by the Acting Chairman, Mr. Barnhart.

Board Members Present

Mr. Chester J. Madigan Mr. Phillip W. Worrall

Board Members Not Present

Ms. Dorothy Foos

Mr. Richard Proctor Mr. Harold Reid

OPZ Staff Present

Mr. Michael J. DeLuca Mr. Frank H. Fisher Ms. Diana Itter Mr. Gary Kerns Ms. Hillorie Richman

Other County Staff Present

Mr. Arnold Jablon, County Attorney Mr. Leslie M. Pittler, Dept. of Community Development Mr. David Flowers, DEPRM

1. Introduction of Board Members, and Announcements

Chairman Barnhart introduced himself and asked the other members of the Board to introduce themselves.

MINUTES

The regular meeting of the Planning Board was called to order at

Mr. H. Jack Barnhart, Vice Chairman Ms. Deborah M. Anderson

Mr. I. William Chase Mr. Charles Culbertson

Mr. R. Scott Graham

Mr. John M. Kerney Mr. Joseph M. Leshko

Ms. Barbara Jean DeGuilmi Mr. Judson H. Lipowitz

Mr. P. David Fields, Planning Board Secretary Ms. Carol Brown

Mr. Ed Johnson Mr. Pat Keller

Mr. Dennis Wertz

Mr. Oscar Keys, DPW Mr. W. Michael Pitcher, Central Communications

VENABLE, BAETJER AND HOWARD TO THE

ATTORNEYS AT LAW

210 ALLEGHENY AVENUE

P.O. BOX \$817

TOWSON, MARYLAND 21285-5517

1300 623-410 FAX (301) 821-0147

October 2, 1989

Towson, Maryland 21204 Re: Amendment to Final Development Plan for Hillside at Seminary - Symington Property Ashley Group, Ltd., Petitioner Case No. 90-96-SPH

Dear Mr. Haines:

J. Robert Haines, Esquire

County Office Building

Zoning Commissioner for Baltimore County

ROCKVILLE, MD

BEL AIR, HD

RICHARD M. YENABLE (1639-1910) EDWIN S. BAETJER (1869-1945) CHARLES MCH. HOWARD (1870-1974)

ist Floor

At the conclusion of the hearing on the referenced matter on September 20, 1989, you asked that we, on behalf of Petitioner, submit written argument that two density units remain in the DR-2 portion of Lot No. 86 in the Hillside at Seminary subdivision and, therefore, may be utilized as part of the Hunt Spring development.

The reasoning which supports the utilization of the density units on the contiguous Hunt Spring development stems from an analysis of the title to Lot 86.

On April 25, 1980 Mrs. Martha F. Symington conveyed approximately 59.4 acres to James G. Stratakis, Georgia Stratakis and Gus J. Stratakis, 50 acres of which is now known as the Hillside at Seminary. (See attached deed, recorded at Liber 6162, Page 715) 1. As part of that conveyance, Mrs. Symington imposed

1 The remaining 9+ acres were not retained by the Stratakis' nor did they become part of the Hillside at Seminary and were conveyed as follows: approximately 8 acres were conveyed by the Stratakis' to William and Frances O'Rourke (see deed attached;

MICROFILMED

ZONING OFFICE

301-494-9162

BALTIMORE COUNTY, MARYLAND

HEARING FILE

SUBJECT: COUNTY REVIEW GROUP COMMENTS

PROJECT NAME: Huntspring - Alt "A" & "B"

at Huntspring Drive

LOCATION: N side of Seminary Avenue

CRG DATE: 9/14/89 PRE-CRG DATE: 9/1/89

ZONING OFFICE

PLAN: 8/17/89

REV.: 9/7/89

REVISED PLAN KEY: (X) COMPLIANCE WITH COMMENT CHECKED

DISTRICT: 8c3

(O) NON-COMPLIANCE IS CIRCLED (BA) BE ADVISED (NOT NECESSARY FOR CRG APPROVAL, BUT MUST BE ADDRESSED PRIOR TO FINAL ZONING APPROVAL) ADDITIONAL COMMENTS ADDED LAST BY PLAN DATE

Include on plan"A" under "Zoning Hearing Required" that a special hearing was filed in the Zoning Office on 7/28/89 under item #39 for " a Third Amendment to the Final Development Plan for the Hillside at Semiary, said amendment providing for: (1) a transfer of part of the acreage contained in lot 86, as well as one unit of density not utilized on Lots 1-84 and Lot 86 (and no more than said one density unit), from The Hillside at Seminary to the property located immediately to the west, which is to be developed as a residential community known as "Hunt Spring"; and (2) the division of the transferred portion of Lot 86 into up to 6 parcel, the parcels to be incorporated as yard areas in the development of Hunt Spring, But not to be utilized , in any way to increase the number of lots otherwise permitted in Hunt Spring by more than the one density unit so transferred." If it is the intent of the developer to benefit from the requested special hearing in any way on the proposed plan "B" include the special hearing reference also on plan "B". Otherwise remove existing lot # 86 (Hillside at Seminary) and proposed dwelling lot # 29 Huntspring from the alternate CRG Plan "B". If alternate plan "B" is dependent on any part of the special hearing request and an "uncharged" approved CRG plan is desired in advance of the requested zoning hearing, another alternate plan without any public hearing requirements would be the only way to preserve complete flexibility. All plans 4 submitted should be clearly designated, lettering clear and bold and all zoning notes conspicuous. Due to the involvement of both an approved subdivision "Hillside at Seminary" and the proposed "Huntspring" and the complexity of the zoning hearing request, as an addendum to the zoning hearing plans and the CRG plans, an overall reduced scale plan of both subdivisions must be submitted large enough to clarify the

2. On Alternate plan "A", 8.56 dwelling units calculated from the 4.28 acres of DR2 already utilized on the Hillside plan must be removed as it conflicts with the Zoning Commissioner's note number 12 on the approved final development plan. Also on Alternate "A" clearly designate parcels A-E and note on each parcel "Principal buildings are not allowed on this parcel portion of lot # ____.

PROJECT NAME: Huntspring - Alt "A" & "B" PAGE: 2 of 21. On Alternate "B" clarify the tract boundary and identify any changes from the A approved final development plan of Hillside at Seminary. Market Market Seattle Provide the zoning office with evidence of Planning Board Approval of the proposed Amended Hillside Final Development Plan for inclusion in the zoning hearing case

file. Dimension all proposed lines of division and Liclude a mar 1. of adjustment en all panhandle lots on all plans. Also, note that all dwellings shown are illustrative and final locations and orientation of all proposed dwelling must be within the permitted building areas and comply with all zoning regulations. Final zoning approval is contingent tpon the resolution of all comments and the 1 outcome of the requested zoning hearings.

Zoning Cooridnator

ADDITIONAL FOR THE 9/7/89 PLAN

6. Provide this office with 10 revised zoning hearing plans (attention to John Lewis) with these CRG comments and other departmental comments addressed and as updated through the CRG process. Include a cover leter with the changes outlined, reference item #39, and enclose a check for \$75.00 (revised plan fee).

The said of the sa This Deed, Made This 11th day of January

in the year one thousand nine handred and eighty-five

JAMES G. STRATAKIS, GEORGIA STRATAKIS and GUS J. STRATAKIS

Baltimore County, State of Maryland,

THE HILLSITE AT SEMINARY JOINT VENTURE, a Maryland General Partnership, The state of the s

of the second part.

A MARINE WAS A STATE OF THE SECOND OF THE SE WITHERETH, That in consideration of the sum of CNE MILLION FIVE HUNDRED FIFTY THOUSAND DOLLARS (\$1,550,900.00), and other good and valuable considerations, the receipt of which is harely acknowledged C RC/F 20.00 C T TX 7750.00

the said parties of the first part CED CONTRACTOR OF THE PROPERTY THE THE THE SECOND SECOND CONTRACT OF THE PARTY OF THE SECOND SEC 12 14:529 COOL ROZ [14:5] The state of the s

The state of the s de grant and convey to the said party of the second part, its The second of th Name of the second of the seco

moscos representations and assigns in fee simple, all in ice simple, an that the lot for of ground situate in The property property for the anti-

and described as follows, that is to say:

All that lot of ground containing 50.09 acres, more or less, situate on the North side of Seminary Avenue, as more particularly described in EXHIBIT A attached hareto and made a part hereof.

BEDNI part of the ground described in a Deed dated April 25, 1980 and recorded among the Land Records of Baltimore County in Liber EHK, Jr. No. 6162, folio 715, which was granted and conveyed by Martha P. Symington unto the Grantors herein. Chapter and Market you and specifically the service of the service

Coll Call Company and an improvement of the contract of the co AGRICULTURAL TRANSFER TAI

ANOUNT 77 500 Marian Maria DATE HI-SI DATE HI-SI DATE HI-SI SIT SITE STATE OF THE STATE OF

ATTENDED THE CHAIR OF COMMENT OF THE THE PROPERTY OF THE PROPERTY O

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This Deed, Made this 25 and a large day of APRIL 1879 1.03 in the year one thousand nine hundred and eighty for, by and between 3.03 100931423 at 17210 in the year one thousand nine hundred and * eighty for, by and between 3-CO 19393125 **2.251.0

**MARTHA F. SYMINGTON.

**ARTHA F. SYMING

JAMES G. STRATAKIS, GEORGIA STRATAKIS and GUS. J., STRATAKIS, PARTIES AND TO A FRANCE THE PARTY OF TH the second decide the first that the terminate of the second and the second the second second the second terminates and the second terminates are the second terminates and th of the second part.

Witnesseth, That in consideration of the sum of Five (\$5.00) Dollars and other good and valuable consideration, the receipt of which is hereby acknowledged, the actual consideration paid or to be paid is \$450,000.00. the said MARTHA P. SYNINGTON

do es grant and convey unto the said a JAMES G. STRATAKIS, GEORGIA STRATAKIS and GUS J. STRATAKIS, as tenants in common, an undivided one-third (1/3) interest each, their

of ground, situate, lying and being in

Baltimore County, State of Maryland , aforessid, and described as follows, that is to say:attached hereto ...d made a see EXHIBIT A

And the said party of the first part, the Grantor herein, hereby expressly reserve unto herself, her personal representatives and assigns, the right to enter upon the land hereby conveyed to inspect, maintain, repair, replace and improve the water piping system which carries water from a ram pump located on property retained by the party of the first part lying east of the property conveyed herein, across the land conveyed herein to property owned by the party of the first part located west of the property conveyed herein. Such right as reserved to the party of the first part, her personal representatives and assigns, is limited to an area the total width of five (5) feet on each side of the water piping system and is conditioned on the party of the first part, her personal representatives and assigns, promptly repairing any damage to any property owned by the parties of the second part, or any improvements thereto, which damage is occasioned by any acts of the party of the first part in inspecting, maintaining, repairing, replacing or improving the piping system. Party of the first part and the parties of the second part agree for themselves, their personal representatives and assigns that the parties of the second part may relocate the piping system at the expense of the parties of the second part so long as such relocation does not interrupt or diminish the flow of water through said water piping system to the land of the party of the first

part situate to the west of that property conveyed by this instrument.

© 14/47 % 15/2 115/123 **0**266

/THIS DEED, Made this 22nd day of August, 1985, by and between THE HILLSIDE AT SEMINARY JOINT VENTURE, party of the first part, Grantor, and MARTHA F. SYMINGTON, party of the second part, Grantee.

WITNESSETH, that in consideration of the sum of Five Dollars, the receipt of which is hereby acknowledged, Grantor does hereby grant and convey unto Grantee, her heirs, personal representatives and assigns, in fee simple, all that lot of ground situate in the Eighth Election District of Baltimore County, State of Maryland, and described as The act it consideration for this transfer is \$73,980.00

BEING all that lot of ground known as Lot 86, as shown on the Plat of Plat One, Plat Two and Plat Four, The Hillside at Seminary, recorded among the Land Records of Baltimore County in Plat Book E.H.K., Jr. No. 53, folio 73, 74 and 76. The improvements thereon to be known as 1328 Seminary Avenue.

BEING part of that property described in a Deed dated January 11, 1985 and recorded among the Land Records of Baltimore County in Liber E.H.K., Jr. No. 6852, folio 319, which was granted and conveyed by James G. Stratakis, et al, unto the said party of the first part.

TOGETHER with all the buildings and improvements thereon and all the rights, roads, ways, waters, privileges and appurtenances thereto belonging or in any way appertaining.

TO HAVE AND TO HOLD the described lot of ground and premises unto and to the use of the said Grantee, her heirs, personal representatives and assigns, forever in fee simple.

AND the said party of the first part, the Grantor, hereby covenants that it has not done or suffered to be done any act, matter or thing whatsoever, to encumber the property hereby conveyed; that it will warrant specially the property hereby conveyed; and that it will execute such further assurances of the same as may be requisite.

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This Deed, Made this JAMES G. STRATAKIS, GEORGIA STRATAKIS and GUS J. STRATAKIS,

of Baltimore County WILLIAM W. O'ROURKE and FRANCES V. O'ROURKE, his wife, particle 2117405 **1.917.00 THE WAR OF SERE OF THE PROPERTY OF THE PROPERT - 1.000.00 +*1.000.00 +*1.000.00 +*1.000.00 +*1.000.00 +*1.000.00 of the second part. Seath and the state of the state that the second part.

Witnesseth, That in consideration of the sum of Five (\$5.00) Dollars and other good and valuable consideration, the receipt of which is hereby acknowledged, the actual consideration page or to be paid is \$200,000.00, when the the said "JAMES G. STRATAKIS, GEORGIA STRATAKIS and GUS J. STRATAKIS,

表表示的 南南 海 加克尔萨克姆 经股票部的制度数 禁止 "一点",这种特殊的人,并不能被反射者,发现有人,大量是是一种的一种表示者,也是一点有一点有一点。 grant and convey unto the said WILLIAM W. O'ROURKE and FRANCES V. O'ROURKE, his wife, as tenants by the entireties, their assigns and unto the survivor of them, his or her personal representatives,

人名英格兰人姓氏 有效化的 金子花花的第三四首,艾维林是一个如此的一声被说,秦里一点大家拿出来,曹军,这个时景也是军力的门家,不是自己的人

· 我们是一个我们的是一个人的,我们们是我们是一个事情,你看一个数字的话,一个一个一个是一个人,就是我也是是感情,你是一个我们们

heirs and assigns, in fee simple, all as that lot was a make the of ground, situate, lying and being in

Baltimore County, State of Maryland , aforesaid, and described as follows, that is to say:-

FOR DESCRIPTION SEE ATTACHED EXHIBIT A MADE A PART HEREOF The property hereby conveyed is conveyed subject to the legal operation and effect of that reservation in a Deed of even date from Martha F. Symington t the Grantors herein, which Deed reserved an easement in and to that portion

co the water piping system as is located on the property hereby conveyed. The parties of the first part and the party of the second part agree for themselves, their personal representatives and assigns that the property hereby conveyed is conveyed subject to the following restrictions:

1. No structure of any kind shall be constructed within one hundred fifty fact of the west property line of the property hereby conveyed.

2. No more than four dwellings shall be constructed between the west property line and the south or west side of the private road leading from Seminary Avenue to the main residence on the property hereby conveyed.

No structure of any kind shall be constructed in a rectangular area extending easterly from the intersection of the west property line and the north property line of the property hereby conveyed along said north property line S 78 degrees 27 minutes E 307.7 feet to a marble monument; thence parallel to the west property line S 11 degrees 57 minutes W 770 feet; thence N 78 degrees 27 minutes W 307.7 feet to intersect the west property line.

WAIVER OF RESTRICTIONS

THIS WAIVER OF RESTRICTIONS is made and executed this day of January, 1985, by J. FIFE SYMINGTON, JR. and MARTHA F. SYMINGTON, his wife.

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Explantory Statement

By Deed dated April 25, 1980 and recorded among the Land Records of Baltimore County in Liber E.H.K., Jr. 6162, folio 715 certain property was conveyed by Martha F. Symington to James G. Stratakis, et al. This Deed contained, at folio 717, certain restrictions which were specifically stated to run with the land and be imposed for the benefit of J. Fife Symington, Jr. and Martha F. Symington, and the survivor. The restrictions further provided that they "may be waived by them"

By Deed of even date herewith, a portion of the property conveyed by the above-described Deed has been conveyed by James G. Stratakis, et al., to The Hillside at Seminary Avenue Joint Venture and certain other agreements have been made by and between Martha F. Symington and that joint

The purpose of this instrument is to specifically waive restrictions numbered 1, 2 and 3 as recorded among the Land Records of Baltimore County in Liber E.H.K., Jr. 6162, folio 717 and, although restriction No. 4 is not specifically waived, to further agree that nothing contained within said restriction No. 4 will prevent development of the portion of the property referred to above in accordance with the development plan, a copy of which is attached hereto. marked Fuhibit a copy of which is attached hereto, marked Exhibit A and considered part FHK JR T 442531 COO1 ROZ T14:54

NOW, THEREFORE, in consideration of the premises, the agreements between Martha F. Symington and The Hillside at Seminary Avenue Joint Venture and an agreement to convey a certain parcel of land from The Hillside at Seminary Avenue Joint Venture to Martha F. Symington, the said J. Fife Symington, Jr. and Martha F. Symington, his wife, do specifically hereby waive the

restrictions contained in the instrument recorded among the Land Records of Baltimore County at Liber E.H.K., Jr. 6162, folio 717 as follows: white wand men diam was read to

For Stone & Collins

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FEE-SIMPLE DEED-CODE-City or Count

The same and the s The ready with the search of the tree to be and the search of the search The state of the s This Deed, Made this in the year one thousand nine hundred and eighty , by and between JAMES G. STRATAKIS, GEORGIA STRATAKIS and GUS J. STRATAKIS

The same of the sa

THE State of Marylesdin the St of Baltimore County

3. BURNELL BENTZ, party

3. BURNELL BENTZ, party

3. BURNELL BENTZ, party 213445C2 ****13.0

Witnesseth, That in consideration of the sum of Five (\$5.00) Dollars and other of the second part. The second part of the second part. good and valuable consideration, the receipt of which is hereby acknowledged, the actual consideration paid or to be paid is \$67,500.00, the said JAMES G. STRATAKIS, GEORGIA STRATAKIS and GUS J. STRATAKIS,

grant and convey unto the said J. BURNELL BENTZ, his personal representatives,

heirs and assigns, in fee simple, all that lot----- of ground, situate, lying and being in Baltimore County, State of Maryland , aforesaid, and described as follows, that is to say:-

BEGINNING for the same at a point on the sixth or North 31 degrees 19 minutes 44 seconds East 2079.33 foot line of that parcel of land which was conveyed by Martha F. Symington to James G. Stratakis, et al by Deed dated April 25, 1980 and recorded among the land Records of Baltimore County, Maryland in Liber E.H.K. Jr. No. 6162, folio 715, said point being distant 1575.91 feet from the beginning of said sixth line, running thence for new lines of division, the four following courses viz: (1) North 80 degrees 32 minutes 14 seconds West 208.00 feet, (2) North 9 degrees 27 minutes 46 seconds East 174.00 feet, (3) . South 80 degrees 32 minutes 18 seconds East 76.00 feet, and (4) North 73 degrees 38 minutes 52 seconds East 278.21 feet to a point on the above mentioned sixth line of said Deed, thence binding reversely on a part of said sixth line (5) South 31 degrees 19 minutes 44 seconds West, passing over a concrete monument heretofore set at the distance of 204.90 feet, in all 318.03 feet to the place of beginning. Containing 1.251 acres of land, more or less.

BEING a part of that parcel of land which was conveyed by Martha P. Symington to James G. Stratakis, et al by Deed dated April 25, 1980 and recorded among the Land Records of Baltimore County in Liber E.H.K. Jr. No. 6162, folio 715. Being also known and designated as Tract "B" as shown on a plat, recorded or intending to be recorded among the Plat Records of Baltimore

BEN7 122 532774

THIS AGREEMENT, made this 11th day of January, 1985, by and between MARTHA F. SYMINGTON ("Symington") and THE HILLSIDE AT SEMINARY JOINT VENTURE ("Venture").

WHEREAS Symington is the owner of improved real property located in the Eighth Election District of Baltimore County on the north side of Seminary Avenue, east of Mays Chapel Road, which property is more specifically described in a Deed dated September 28, 1977 from Richard W. Gowdy to Symington; and

WHEREAS Symington previously owned the property now owned by Venture and located immediately to the east of the property now owned by Symington; and

WHEREAS the property owned by Venture is encumbered by Restrictive Covenants established by Symington at the time she owned the property which covenants are more specifically described in a Deed dated April 25, 1980 and recorded among the Land Records of Baltimore County in Liber E.H.K.JA. No. 6162; folio 715; and

WHEREAS Venture and Symington have agreed that in consideration of Venture fulfilling certain terms and conditions more specifically described below in full and to the satisfaction of Symington, Symington will release three ninghthe aforesaid Restrictive Covenants.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

Venture will convey to Symington by fee simple deed with covenants of special warranty, good and merchantable title to a tract of land not less than One Hundred Fifty (150) Feet wide measuring from the present eastern boundary of the Symington property and running east for One Hundred Fifty (150)

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What's of constituents of the recor WHEREAS Symington is the owner of improved real property located in the Eighth Election District of Baltimore County on the north side of Seminary Avenue, east of Mays Chapel Poad, which property is more specif ally described in a Deed dated September 28, 1977 from Richard W. Gowdy to Symington; and

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Baltimore County Zerling Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353

NOTICE OF HEARING



The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Rocm 106 of the County Office Building, located at 111 W. Chesepeake Avenue in Towson, Maryland as

Petition for Special Hearing CASE NUMBER: 90-96-SPH

Development of Hillside at Seminary, N side of Seminary Avenue, 146' ± NE of Hill Spring Road 8th Election District - 3rd Councilmands

Legal Owner(s): Martha F. Symington Contract Purchaser(s): Ashley Group, Ltd.

HEARING SCHEDULED: WEDNESDAY, SEPTEMBER 20, 1989 at 9:30 a.m.

Special Hearings A Third Amendment to the Final Development Plan for the Hillside at Seminary, said amendment providing for (1) a transfer of part of the acreage contained in Lot 86, as well as one unit of density not utilized on Lots 1-84 and Lot 86 (and no more than said one density unit), from the Hillside at Seminary to the property located immediately to the west, which is to be developed as a residential community known as "Hunt Spring"; and (2) the division of the transferred portion of Lot 86 into up to 6 parcels, the parcels to be incorporated as yard areas in the development "Hunt ring", but not to be utilized in any way to increase the number of lots otherwise permitted in Hunt Spring by more than the one density

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be in writing and received in this office by the date of the hearing set above or pre-

ZONING COMMISSIONER

BALTIMORE COUNTY. MARYLAND

unit so transferred.

association originated and existing under the laws of the State of Maryland

Background Statement of Facts

The Venture owns fee simple title to those parcels or tracts of land located in the 8th Election District of Baltimore County, Maryland and described in Exhibit A attached hereto and incorporated herein by reference (the "Property"). The Venture acquired the Property by virtue of a Deed from James G. Stratakis, Georgia Stratakis, and Gus J. Stratakis dated January 11, 1985, recorded among the Land Records of Baltimore County, Maryland (the "Land Records") in E.H.K.Jr. Liber No. 6852, folio 319.

The Property is subject to a mortgage from the Venture to the Portgages dated January 11, 1985 and recorded among the land Records at Liber E.H.K. Jr. No. 6852, folio 323 (the "Municipal Mortgage").

The parties hereto hold all the right, title and interest in and to the land and premises and the Venture has caused said land to be subdivided into residential lots as shown on the following plats which are recorded among the Land Records:

(1) Plat One, The Hillside at Seminary, recorded among the Land Records in Plat Book E.H.K.Jr. No. 53, folio 73.

(2) Plat Two, The Hillside at Seminary, recorded among the Land Records in Plat Book E.H.K.Jr. No 53, folio 74.

(3) Plat Three, The Hillside at Seminary, recorded among the Lard Records in Plat Book E.H.K.Jr. No. 53, folio 75. (4) Plat Four, The Hillside at Seminary, recorded among the Land

Records in Plat Book E.H.K.Jr. No. 53, folio 76.

The following words when used in this Declaration and in the Supplemental Declaration (as that term is hereinafter defined), unless the content shall prohibit, shall have the following meanings:

(a) "Plats of Hillside at Seminary" shall mean and refer to all of the foregoing enumerated plats and any plats recorded among the land Records in substitution therefor or amendment thereof, plus any plats hereafter recorded among the land Records of any additional land that may hereafter expressly be made subject to this Declaration and Supplemental Declaration, set forth at Restriction 24 herein, by an instrument in writing, duly executed, and recorded among the Land Records; and

(b) "Property" shall mean and refer to all of the land owned by the Venture and shown on Plats of Hillside at Seminary, including any additional land that may hereafter expressly be made subject to this Declaration and Supplemental Declaration by an instrument in writing, duly executed and recorded among the Land Records; and

(c) "The Hillside at Seminary Community" shall mean and refer to all of the land hereby made subject to this Declaration and Supplemental Declaration and any additional land that may hereafter expressly be made

STATE DEPARTMENT OF ... HOULTURAL TRANSFER TAX APPLICABLE "

Director of Figure MAND AND

HUNTSPRING DEVELOPMENT CORPORATION ONE RESERVOIR CIRCLE, SUITE 100 BALTIMORE, MD 21208 (301) 486-1366 FAX (301) 484-8136

November 8, 1990

90-96-5PH

Mr. Richard Toohey, President Hillside Community Association 20 Old Elm Court Lutherville, Maryland 21093

I was surprised by your letter of November 1, 1990, because assumed from our meeting, in the field with you and members of your Association, that we understood the storm water devices being required by the County.

For the record, please be advised that these devices are beyond the control of the Developer and the Developer's Engineer, Geo. Wm. Stephens, in that Baltimore County and the Soils Conservation Division of the State of Maryland establish the standards and guidelines by which properties can be developed, especially with regard to sediment control and storm water quality controls.

By copy of the letter from Rick Chadsey the statistics prove that the amount of storm water runoff leaving the Huntspring subdivision, after development, would be less when lawns were established than existed in the past while the property was operated as a farm. This factor negated the need for an onsite storm water management facility. The size of the facility at Hillside was created by the downstream flooding and not by the runoff from Huntspring.

However, Mr. Tom Vidmar of Baltimore County has decided that a water quality device be installed at the lowest point on the property. In addition, without reducing the size of this device, he has requested that we construct several undergound infiltration devices in some of the HOA areas which will detain a portion of the initial 1/2 inch rainwater that hits the property. This device will improve the quality of the water runoff into the Hillside facility.

As we discussed last evening, I have requested the Engineer's to move the 30" endwall uphill and to extend the berm as much as possible in order to close the opening thereby MICACHIMED

CERTIFICATE OF POSTING north side of Seminary are 146' 8601 Thill Spring

	CERTIFICATE	OF PUBLICATION
MOTIOE OF HEAMINE		
The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a	TOWSON, MD.	luguat 29 , 1989
public hearing on the property identified herein in Room 106 of	회사 선생님의 사람들이 되었다. 한 사람의 작가 되는 그 사는 중에 최근 등 등 환경에 가능하는 현실이다.	사람이 된 경에 가지 않았다. 이 되려면 하는 사람이 나는 사람들이 모고 살짝 들어 있을까지 하는데 그 그 사람이다.
the County Office Building, lo- cated at 111 W. Chesapeake Av- enue in Towson, Maryland 21204	THIS IS TO CERTIFY, I	that the annexed advertisement was
as follows: Petition for Spacial Hearing	published in TOWSON TIMES	, a weekly newspaper published in
Case number: 90-96-SPH Development of Hillaide at Seminary, N side of Seminary	Towson, Baltimore County, M	d., once in each of successive
Avenue, 146' +/- NE of Hilt Spring Road	weeks the first publication at	opearing on lugust 24, 19 89.
8th Election District 3rd Councilmanic Lagal Owner(s):	Weeks, the first publication of	
Martha F. Symington Contract Purchaser(s): Ashley Group, Ltd.	사람들은 경우 기를 보고 있었다. 그는 사람들이 되는 것이 되었다. 그런데	
Hearing Date: Wednesday, Sept. 20, 1989 at 9:30 a.m.		THE JEFFERSONIAN
Special Hearing: A Third Sharedment to the Final Develop-		TOWSON TIMES,
nary, said amendment providing for (1) a transfer of part of the		
acreage contained in Lot 86, as well as one unit of density not utilized on Lot 1-84 and Lot 86 (and	ノ・フ。」	he Orlows
no more than said one density		
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	90-96-50	4
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reducing the visual appearance of the Huntspring development. In addition we will plan to screen the water quality device with tree planting. The attached red-lined copy reflecting these changes is hereby submitted for approval by your Association.

Prior to meeting with your group, it was my understanding that the concern was the construction work in that portion of the storm water management facility whereby the elevation of the existing rip rap was going to be 1 cwered approximately 6 feet. It is our intention that after the channel is deepened, and the existing rip rap put back in place, that the cover of rip rap over top of that 40 feet of disturbed area will be smaller in size, as will be the size of the rip rap we will be using heading westerly towards the water quality device.

I am enclosing a copy of the Fourth ammended Hillside at Seminary Development plan whereby many of the residents: adjoining Lot 86 were aware that the configuration of that Lot was being revised and a easement for Utilities and Drainage being created across the Lot. By copy of the Amendment of the Huntspring declarations the responsibility for the open spaces is addressed. In addition the Deeds to Lots 25 and 26 will incorporate an *access easement for maintenance over the existing drainage and utility easement over the contigious property line. The Deed for Lot 30 will incorporate that the "berm" is to be maintained in its existing configuration.

Please be assured that we are coing everything that we can to convince the authorities that the development should be done in an efficient, practical, as well as economical fashion. I hope that you will be able to convince your Board, with the above information and agreements, to execute the release of Lot 86 from the Hillside declarations and allow the Lot to become Lot 30 Huntspring.

Respectfully,

cc: Gene Neff. Director. Department of Public Works, Baltimore County

Robert Sheesley: Director, DEPRM, Balimore County Robert Haines, Zoning Commissioner, Baltimore County Ray Schlissler, Provident Bank George Decker, Provident Bank Rick Chadsey, Geo. Wm. Stephens

Baltimore County
Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353

> Ashley Group, Limited 3655 Old Court Road

Baltimore, Maryland 21208

J. Robert Paines

Re: Petition for Special Hearing CASE NUMBER: 90-96-SPH Development of Hillside at Seminary, N side of Seminary Avenue, 146' ± NE of Hill Spring County Executive 8th Election District - 3rd Councilmanic

Legal Owner(s): Martha F. Symington Contract Purchaser(s): Ashley Group, Ltd. HEARING SCHEDULED: WEDNESDAY, SEPTEMBER 20, 1989 at 9:30 a.m.

Please be advised that \$ 163.17 is due for advertising and posting of

THIS FEE MUST BE PAID AND THE ZONING SIGN & POST SET(S)

RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT ISSUE.

MICROFILMED

UNTIL THE DAY OF THE HEARING.

Please make your check payable to Baltimore County, Maryland. Bring the check and the sign & post set(s) to the Zoning Office, County Office Building, 111 W. Chesapeake Avenue, Room 113, Towson, Maryland fifteen (15) minutes before your hearing is scheduled to begin.

Be advised that should you fail to return the sign & post set(s), there will be an additional \$50.00 added to the above amount for each such set

JRH:qs .cc: John B. Howard, Esq.

> Baltimore County Fire Department 800 York Road Towson, Maryland 21204-2586 (301) 887-4500

Paul H. Reincke

AUGUST 11, 1989

J. Robert Haines Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204

Zoning Agenda: AUGUST 8, 1989

RE: Property Owner:

MARTHA F. SYMINGTON

Location:

DEVELOPMENT OF HILLSIDE AT

Item No.: 39 Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be

1. Fire hydrants for the referenced property are required and shall be located at intervals of 600 feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works. Fire hydrant required at Hickory Knoll Court and Hillspring Drive.

corrected or incorporated into the final plans for the property.

3. The vehicle dead end condition shown at 300 feet at lot 28 EXCEEDS the maximum allowed by the Fire Department.

5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1988 edition prior to occupancy.

Special Inspection Division



Maryland Department of Transportation
State Highway Administration

Richard H. Tra Secretary

August 4,

Mr. J. Robert Haines Zoning Commissioner County Office Building Towson, Maryland 21204

Attn: Mr. James Dyer

Re: Baltimore County:

Hillside at Seminary

Zoning Meeting of 8-8-89

N/S Seminary Avenue

(MD 131) Opposite

Hunt Spring Drive

(Item #39)

Dear Mr. Haines:

After reviewing the submittal for a special hearing to approve a third amendment to the final development plan, we have the following comment.

The plan must be revised as shown on the enclosed plan.

It is requested these revisions be made prior to a hearing date being set.

If you have any questions, please contact Larry Brocato at

RECEIVED

Very truly yours.

Custinf. hulls - J. h.

Creston J. Mills, Jr., Chief
Engineering Access Permits

B: MAW ZONING OFFICE

Attachment

cc: G.W. Stephens Jr., & Assoc., Inc. (w-attachment)
Mr. J. Ogle (w-attachment)

MICROSII MET

333-1350 (Fax Number 333-1041)

My telephone number is (301)____

Teletypewriter for impaired Hearing or Speech
383-7555 Baltimore Metro - 565-0451 D.C. Metro - 1-800-492-5082 Statewide Toll Free
707 North Calvert St., Baltimore, Maryland 21203-0717

Baltimore County
Office of Planning & Zoning
County Courts Building, Suite 406
401 Bocley Avenue
Towson, Maryland 21204
(301) 887-3211

P. David Fields

September 5, 1989



Dennis F. Rasmussen
County Executive

J. Robert Haines, Esquire Zoning Commissioner County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

> Re: Third Amended Final Development Plan for The Hillside at Seminary

Dear Mr. Haines:

At the requestiof counsel for the Ashley Group, Ltd., I have been asked to verify that the Baltimore County Planning Board, at its meeting on July 20, 1989, approved the Third Amended Final Development Plan for The Hillside at Seminary (said plan bearing revisions dated 6/22/89 by George William Stephens, Jr., and Associates, Inc.) as being in accord with provisions adopted under the authority of Section 504 of the Baltimore County Zoning Regulations.

Although the minutes of the July 20 meeting are expected to reflect this approval, those minutes will not be formally adopted until the next regular meeting of the Planning Board on September 21, 1989. I am providing this verification, since I have been advised that your hearing on the Third Amended Final Development Plan is scheduled for September 20, 1989.

Should you have any questions in connection with this matter, please let me know.

Very truly yours

P. David Fields
Secretary to the Planning Boar

cc: Judith A. Armold, Esquire
J. Strong Smith, P.E.

Miorory 1

